

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

SET CAPITAL LLC, et al., Individually and
on Behalf of All Others Similarly Situated,

Plaintiffs,

v.

CREDIT SUISSE GROUP AG, CREDIT
SUISSE AG, CREDIT SUISSE
INTERNATIONAL, TIDJANE THIAM,
DAVID R. MATHERS, JANUS HENDERSON
GROUP PLC, JANUS INDEX &
CALCULATION SERVICES LLC, and
JANUS DISTRIBUTORS LLC d/b/a JANUS
HENDERSON DISTRIBUTORS,

Defendants.

Case No.: 1:18-cv-02268-AT-SN

**NOTION OF MOTION AND MOTION
FOR CLASS CERTIFICATION**

PLEASE TAKE NOTICE that Lead Plaintiffs Set Capital LLC, Stefan Jager, Aleksandr Gamburg, and Apollo Asset Limited¹ (“Lead Plaintiffs”) hereby move this Court for an Order (i) certifying this matter as a class action pursuant to Rules 23(a), (b)(3) and (g) of the Federal Rules of Civil Procedure; (ii) appointing Lead Plaintiffs as Class Representatives; and (iii) appointing Cohen Milstein Sellers & Toll PLLC and Levi & Korsinsky, LLP, as Class Counsel.

In support of this motion, Lead Plaintiffs submit the accompanying Memorandum of Law, Declaration, together with the exhibits annexed thereto, and a [Proposed] Order, filed herewith.

Dated: July 1, 2022

Respectfully submitted,

¹ Apollo Asset Limited was previously referred to as ACM in the pleadings as Counsel believed that Apollo Asset Limited had changed its name to ACM. Counsel recently learned that the corporate name-change from Apollo Asset Limited to ACM was never filed with the relevant authorities, so the name of the entity did not formally change and remains Apollo Asset Limited. Counsel plans to file the appropriate form or motion to correct the docket shortly.

/s/ Michael B. Eisenkraft

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Laura H. Posner

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